

**GOVERNMENT OF ANDHRA PRADESH
ABSTRACT**

Rural Development – Creation of Vigilance Cell at State Level in the O/o Commissioner, Rural Development, Hyderabad and District Level in the O/o District Water Management Agencies - defining the roles and responsibilities - Orders- Issued.

PANCHAYAT RAJ & RURAL DEVELOPMENT (RD-II) DEPARTMENT

G.O.Ms.No. 327

Dated:15-09-2010

Read the following:

- 1.G.O.Ms.No.171, Panchayat Raj and Rural Development (RD.II) Department, dated 29.5.2009.
2. G.O.Ms.No.259, Panchayat Raj and Rural Development (RD.II) Department, dated 26.7.2010.

ORDER:

Government of Andhra Pradesh, in the G.O. 1st read above, ordered creation of a District Level Cell in each of the DWMA Offices for taking follow up action on the Social Audit reports. In the G.O. 2nd read above, a Vigilance Cell has been created at the State and District level in order to receive complaints and to take action on execution of MGNREGA works.

2. In the review conducted by the District Vigilance Cells on 4th September, 2010, it has been brought to the notice of the Government that there is no clarity about the chain of command of the District Vigilance Cells resulting in considerable delay in taking action on the Social Audit reports.

3. Government after careful consideration, hereby decide to integrate the cells created under GO 1 and 2 read above and reconstitute them as District Vigilance Cells (DVCs) working under direct control of District Collector. At the State level, they shall be reporting to Chief Vigilance Officer (CVO) MGNREG. The following shall be the role and responsibility of the District Vigilance Cell.

a) Processing the Social audit reports

The DVCs shall act as the Nodal agency for processing the social audit reports independent of control of DWMA.

- i) Receive, process and preserve the Social audit reports for all social audits done in the district.

- ii) Analyze, within 3 days from the date of Mandal Public Hearing, the social audit report and the decisions taken by the Presiding Officers in the Mandal Public hearings with reference to the guidelines issued. The analysis shall bring out the list of persons indicted by the social audit process along with the quantum of financial irregularities committed by them.
- iii) After District Collector passes orders on the action to be taken in each of these cases, DVC shall send Memos to the Disciplinary Authorities for taking action as suggested by Collector within 7 days.
- iv) Monitor the action taken by the disciplinary agency on all the persons indicted in Social Audit. In this connection, in all major cases of financial irregularity which includes bogus musters, excess measurements, collection of money for paying wages, the functionaries indicted by the Social Audit shall immediately be suspended from the duty pending disciplinary action. In all such cases, the disciplinary agency must immediately make in-charge arrangements and relieving the person.
- v) If the compliance report from the disciplinary action is not received within 7 days, the DISTRICT VIGILANCE CELL should alert the District Collector and the Chief Vigilance Officer.

b) Monitoring the recoveries under RR Act:

The District Vigilance Cell will be exclusively in-charge of monitoring recovery of the amounts found to be misappropriated in the social audit reports. In this respect they must discharge the following functions:

- i. All cases where recovery has been proposed in the social audit and approved by the District Collector shall be processed for action under Revenue Recovery Act.
- ii. After approval of the same by the District Collector, DVC shall forward all such cases along with draft Notices under RR Act, to the Tahsildar concerned with a direction to service and send copies of served Notices to DVC within 7 days.
- iii. The prompt service of the Notices shall be monitored diligently by the DVC.
- iv. The follow-up action on the Notices under RR Act shall be monitored by the DVCs. A monthly report shall be prepared giving case-wise details of amounts yet to be recovered by the DVC. This report shall be placed before the District Collector for review with the Tahsildars concerned in the monthly Revenue Officers Conference.
- v. Wherever permanent Lok Adalats are set up, the DVC shall file these cases in the Lok Adalats for passing orders of recovery.

C) Filing criminal cases:

DVCs shall ensure that criminal cases are booked on all persons who were found responsible for misappropriation of amounts of Rs. 1 lakh and above. In all such cases, DVC shall prepare and send the draft FIR based on the social audit findings to the PD DWMA with a direction of District Collector to prosecute the persons indicted. The progress of investigation and filing of charge sheet against such persons shall be reviewed every month by the DVC. Wherever there is no satisfactory progress, the matter may be taken up with the Superintendents of Police concerned. CVO is requested to monitor progress of these cases at the State level at least once a month.

4. All District Collectors and the PDs DWMA are clarified that the DVCs shall act as **independent agencies** at the District level assisting the District Collector in promptly initiating action on the Social Audit findings and for affecting recovery in all misappropriation cases. CVO is requested to conduct monthly review of the functioning of the DVCs to ensure that they are discharging their functions in the above manner satisfactorily.

5. A copy of this order is available on the Internet and can be accessed at the address: [**http://www.rd.ap.gov.in**](http://www.rd.ap.gov.in)

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

R.SUBRAHMANYAM
PRINCIPAL SECRETARY TO GOVERNMENT (RD)

To
The Commissioner, Rural Development, Hyderabad
The Chief Vigilance Officer, O/o CRD, Hyderabad
All District Collectors
All Superintendents of Police
All Project Directors DWMA
All District Vigilance Cells

Copy to:

The PS to Prl.Secretary to Chief Minister.
The P.S to Chief Secretary to Government
The P.S to Prl.Secretary to Government (RD)
The OSD to Minister for Rural Development, Hyderabad
SF/SC

//FORWARDED :: BY ORDER//

SECTION OFFICER